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8 Attorneys for Plaintiff

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11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA, ) CR No. 07-678 JSW  
15 Plaintiff, )  
16 v. ) STIPULATION AND [PROPOSED] ORDER  
17 GLENIO JESUA FERREIRA SILVA, ) EXCLUDING TIME FROM MAY 15, 2008  
18 Defendant. ) THROUGH JUNE 30, 2008

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20 On May 15, 2008, the parties in this case appeared before the Court and stipulated that  
21 time should be excluded from the Speedy Trial Act calculations from May 15, 2008 through  
22 June 30, 2008, upon which date the defendant will file pre-trial motions. The parties represented  
23 that granting the continuance was necessary for effective preparation of counsel to afford

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1 defense counsel time to prepare the motions, taking into account the exercise of due diligence.  
2 See 18 U.S.C. § 3161(h)(8)(B)(iv).

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4 SO STIPULATED:

5 JOSEPH P. RUSSONIELLO  
6 United States Attorney

7 DATED: May 16, 2008

/s/  
8 DENISE MARIE BARTON  
Assistant United States Attorney

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10 DATED: May 16, 2008

/s/  
11 STEVEN GRUEL  
12 Attorney for GLENIO SILVA

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14 As the Court found on May 15, 2008, and for the reasons stated above, the Court finds  
15 that the ends of justice served by the continuance outweigh the best interests of the public and  
16 the defendant in a speedy trial and that time should be excluded from the Speedy Trial Act  
17 calculations from May 15, 2008 through June 30, 2008 for effective preparation of counsel. See  
18 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny counsel  
19 reasonable time necessary for effective preparation, taking into account the exercise of due  
20 diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

21 SO ORDERED.

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24 DATED: May 19, 2008

25 HONORABLE JEFFREY S. WHITE  
26 United States District Court Judge